

Panaji, 13th November, 1997 (Kartika 22, 1919)

SERIES I No. 33

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA

NOTE:- i) There are two Extraordinary issues to the Official Gazette Series I No. 32 dated 6-11-97 as follows:

- 1) Extraordinary dated 6-11-97 from pages 571 to 572 regarding Notification from Department of Law (Legal Affairs Division).
  - 2) Extraordinary No. 2 dated 7-11-97 from pages 573 to 582 regarding Notification from Department of Transport.
- ii) In the Extraordinary issue No. 2 dated 14-10-97 on page heading for the words and figures "Series II No. 28" read "Series I No. 28".

### GOVERNMENT OF GOA

Department of Education, Art & Culture

Directorate of Education

Notification

ACAD/MISC-50/SEAB/90

Whereas certain draft rules further to amend the Goa, Daman and Diu School Education Rules, 1986, were published as required by sub-section (1) of section 29 of the Goa, Daman and Diu School Education Act, 1984 (Act 15 of 1985), in the Official Gazette, Series I No. 11 dated 12-6-1997 (Extraordinary), under Notification No. Acad/Misc-50/SEAB/90 dated 10-6-97 of the Department of Education, Art & Culture, Government of Goa, inviting objections and suggestions from all persons likely to be affected thereby before expiry of 30 days from the date of publication of the said Notification in the Official Gazette;

And whereas the said Gazette was made available to the public on 12-6-97;

And whereas no objections/suggestions have been received from the public on the said draft by the Government.

Now, therefore, in exercise of the powers conferred by section 29 of the Goa, Daman and Diu School Education Act, 1984 (Act 15 of 1985), the Government of Goa hereby makes the following rules so as to further amend the Goa, Daman and Diu School Education Rules, 1986, as follows, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa School Education (Amendment) Rules, 1997.

(2) They shall come into force at once.

2. *Amendment of rule 32.*— In rule 32 of the Goa, Daman and Diu School Education Rules, 1986, in sub-rule (3), after the proviso, the following proviso shall be added, namely:—

"Provided further that in case any post of teacher/employee in aided Secondary School is rendered surplus after formation of division(s) as per norms specified above, the Director of Education may grant relaxation and allow the continuance of the division(s) with students as specified below so as to avoid retrenchment of such surplus teacher/employee.

- |                       |                   |
|-----------------------|-------------------|
| (a) 15 students       | ... 1 division    |
| (b) 30+15 students    | ... 2 divisions   |
| (c) 30+30+15 students | ... 3 divisions." |

By order and in the name of the Governor of Goa.

Suman Pednekar, Director of Education and Ex-Officio Joint Secretary.

Panaji, 3rd November, 1997.

Department of Law & Judiciary  
Legal Affairs Division

Notification

10/5/96/LA-Vol. II

The Appropriation (No. 4) Act, 1996 (Central Act 37 of 1996), which has been passed by Parliament and assented to by the President of India on 24th December, 1996, and published in the Gazette of India, Extraordinary, Part II, Section I dated 24th December, 1996, is hereby published for the general information of the public.

P. V. Kadnekar, Joint Secretary (Law).

Panaji, 18th June, 1997.

## THE APPROPRIATION (NO. 4) ACT, 1996

AN

ACT

*To authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 1996-97.*

Be it enacted by Parliament in the Forty-seventh Year of the Republic of India as follows:—

1. *Short title.*— This Act may be called the Appropriation (No. 4) Act, 1996.

2. *Issue of Rs. 3064,70,00,000 out of the Consolidated Fund of India for the year 1996-97.*— From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of three thousand and sixty-four crores and seventy lakh rupees towards defraying the several charges which will come in course of payment during the financial year 1996-97, in respect of the services specified in column 2 of the Schedule.

3. *Appropriation.*— The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

## THE SCHEDULE

(See sections 2 and 3)

No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
1	2	3		
		Rs.	Rs.	Rs.
5	Department of Chemicals and Petro-chemicals Capital	3,12,00,000	..	3,12,00,000
14	Department of telecommunications .. .. Revenue	18,98,00,000	..	18,98,00,000
17	Defence Services—Army.. .. Revenue	830,50,00,000	..	830,50,00,000
18	Defence Services—Navy.. .. Revenue	80,06,00,000	..	80,06,00,000
19	Defence Services—Air Force .. .. Revenue	162,24,00,000	20,00,000	162,44,00,000
20	Defence Ordnance Factories .. .. Revenue	127,00,00,000	..	127,00,00,000
22	Ministry of Environment and Forests .. .. Revenue	2,00,000	..	2,00,000
28	Transfer to State and Union territory Govern- ments.. .. Revenue	885,00,00,000	..	885,00,00,000
	Capital	..	765,00,00,000	765,00,00,000
41	Department of Family Welfare.. .. Revenue	1,00,000	..	1,00,000
48	Department of Youth Affairs and Sports .. Revenue	1,00,000	..	1,00,000
51	Industrial Development and Industrial Policy and Promotion .. .. Revenue	..	36,00,000	36,00,000
54	Department of Small Scale Industries and Agro and Rural Industries.. .. Revenue	2,00,000	..	2,00,000
56	Broadcasting Services .. .. Capital	..	2,11,00,000	2,11,00,000
63	Ministry of Non-Conventional Energy Sources Revenue	34,12,00,000	..	34,12,00,000
79	Roads.. .. Capital	..	4,73,00,000	4,73,00,000
81	Ministry of Textiles .. .. Revenue	..	50,00,000	50,00,000
82	Urban Development, Urban Employment and Poverty Alleviation .. .. Capital	1,00,000	..	1,00,000
83	Public Works .. .. Revenue	..	32,00,000	32,00,000
	Capital	..	38,00,000	38,00,000
86	Ministry of Welfare .. .. Revenue	1,00,000	..	1,00,000
91	Department of Space .. .. Revenue	150,00,00,000	..	150,00,00,000
	Total .. ..	2291,10,00,000	773,60,00,000	3064,70,00,000

## Notification

10-5-96/LA-Vol. I

The Electricity Laws (Amendment) Ordinance, 1997 (Ordinance No. 8 of 1997) which has been promulgated by the President of India, and published in the Gazette of India, Extraordinary, Part II, Section I, dated 24th January, 1997 is hereby published for the general information of the public.

P. V. Kadnekar, Joint Secretary (Law).

Panaji, 20th February, 1997.

## MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 24th January, 1997/Magha 4, 1918 (Saka)

THE ELECTRICITY LAWS (AMENDMENT)  
ORDINANCE, 1997

No. 8 of 1997

Promulgated by the President in the Forty-seventh Year of the Republic of India.

An Ordinance further to amend the Indian Electricity Act, 1910 and the Electricity (Supply) Act, 1948.

Whereas Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, Therefore, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

## CHAPTER I

## Preliminary

1. *Short title and commencement.*— (1) This Ordinance may be called the Electricity Laws (Amendment) Ordinance, 1997.

(2) It shall come into force at once.

## CHAPTER II

## Amendments to the Indian Electricity Act, 1910

2. *Amendment of section 2.* — In the Indian Electricity Act, 1910 (hereafter in this Chapter 9 of 1910. referred to as the Electricity Act), in section 2, —

(i) after clause (b), the following clause shall be inserted, namely:—

‘(ba) “area of transmission” means the area within which alone a transmission licensee is for the time being authorised by his license to transmit energy;’

(ii) after clause (g), the following clauses shall be inserted, namely:—

‘(ga) “inter-State transmission” means transmission from one State to another State;

(gb) “intra-State transmission” means transmission within the State;’;

(iii) after clause (m), the following clauses shall be inserted, namely:—

‘(ma) “transmission license” means a license granted under Part II A to transmit energy;

(mb) “transmission licensee” means any person who holds a transmission license;

(mc) “transmit” means conveyance of energy by means of main transmission lines and the expression “transmission” shall be construed accordingly;’.

3. *Insertion of new Part IIA.* — After Part II of the Electricity Act, the following Part shall be inserted, namely:—

## “PART IIA

## Transmission of Energy

27A. *Grant of transmission license.*— (1) The State Government or any authority notified by that Government may, on application made in the prescribed form and on payment of the prescribed fee, if any, grant a transmission license, subject to such terms and conditions as may be prescribed, to any person for intra-State transmission of energy in the area of transmission within the State.

(2) The Central Government or any authority notified by that Government may, on application made in the prescribed form and on payment of the prescribed fee, if any, grant a transmission license, subject to such terms and conditions as may be prescribed, to any person for inter-State transmission of energy in the area of transmission.

(3) The provisions of sections 12 to 19 (both inclusive) and clauses XIV to XVII (both inclusive) of the Schedule shall, as far as may be, apply to a transmission license subject to the modifications that references to “license” and “licensee” shall be construed as references to “transmission license” and “transmission licensee” respectively.”

4. *Amendment of section 30.* — In section 30 of the Electricity Act, after the word “licensee”, the words “, transmission licensee” shall be inserted.

5. *Amendment of section 37.* — In section 37 of the Electricity Act, in sub-section (2),—

(i) in clause (a), for the word “licenses”, the words “licenses and transmission licenses” shall be substituted;

(ii) after clause (c), the following clause shall be inserted, namely:—

“(ca) prescribed the terms and conditions for grant of transmission license;”.

6. *Amendment of section 51.* — In section 51 of the Electricity Act, for the words “licensee or any other person engaged in the business of supplying energy”, the words “licensee, transmission licensee or any other person engaged in the business of transmission or supplying energy” shall be substituted.

### CHAPTER III

#### Amendments to the Electricity (Supply) Act, 1948

7. *Amendment of section 2.* — In the Electricity (Supply) Act, 1948 (hereafter in this Chapter 54 of 1948. referred to as the Supply Act), in section 2, in clause (12), for the word “distribution, the words “distribution or transmission of energy” shall be substituted.

8. *Substitution of new section for section 41.* — For section 41 of the Supply Act, the following section shall be substituted, namely:—

“41. *Use of transmission lines.* — (1) Where the Board or a Generating Company considers it necessary to use for any of its purposes any transmission lines or main transmission lines of a licensee, the Board or the Generating Company shall have power to use such lines to the extent to which the capacity thereof is or thereafter remains surplus to the requirements of the licensee for the transmission of electricity, for such time and upon such terms as may be agreed with a licensee and on payment of charges calculated in accordance with the provisions of the Fifth Schedule.

(2) A transmission licensee may enter into an agreement with any Board, Generating Company, bulk licensee, supply licensee or any other transmission licensee for the transmission or supply of electricity.”

9. *Amendment of section 55.* — In section 55 of the Supply Act, —

(a) in sub-section (1), for the words “Every licensee shall comply with”, the words “Every licensee or transmission licensee for intra-State transmission shall comply with” shall be substituted;

(b) in sub-section (2), for the words “Every licensee or Generating Company”, the words “Every licensee, transmission licensee or Generating Company” shall be substituted;

(c) after sub-section (3), the following sub-section shall be inserted, namely:—

“(4) The Central Government in the case of Regional Load Despatch Centres and the State Government in the case of load despatch centres at the State level, may, by

notification, specify the fees and charges to be paid to a person to whom the load despatch functions are entrusted by the Central Government or the State Government, as the case may be.”

SHANKER DAYAL SHARMA,

*President.*

K. L. MOHANPURIA,

*Secy. to the Govt. of India.*

### Department of Transport

Office of the Director of Transport and Ex-Officio  
Joint Secretary

#### Notification

5/5/97-TPT

In exercise of the powers conferred by section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), read with rule 311 of the Goa Motor Vehicles Rules, 1991, and section 21 of the General Clauses Act, 1897 (Central Act 10 of 1897), the Government of Goa hereby amends the Government Notification No. 5/5/97-TPT dated 7th November, 1997 published in the Official Gazette, Series I, No. 32, Extraordinary No. 2, dated 7th November, 1977 (hereinafter called the “said Notification”), as follows:—

In the said Notification, in clause (5), after entry at Serial No. 199, the following entries shall be inserted, namely:—

“200.	Shaikh Yacub	Demani, Cuncolim, Salcete.	Fatorpa to Vasco via Cuncolim, Margao & back.”
201.	Vilas Hegde	106, Maddicotto, Cuncolim, Salcete.	Bali to Vasco via Margao, Cortalim & back.”

By order and in the name of the Governor of Goa.

K. N. S. Nair, Director of Transport & Ex-Officio Joint Secretary.

Panaji, 13th November, 1997.